

10/12/01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
UTILITY PATENT APPLICATION TRANSMITTAL

#3/A

FIRST NAMED INVENTOR OR APPLICATION IDENTIFIER: Brian B. Lee  
TITLE: Medical Device ECG Marker for Use in Compressed Data Stream

CERTIFICATE UNDER 37 CFR §1.10: I hereby certify that this Utility Patent Application Transmittal and the documents referred to as enclosed therein are being deposited with the United States Postal Service, in an envelope addressed to: Box Patent Application, Assistant Commissioner of Patents, Washington, D.C. 20231, "EXPRESS No. EL799065635US, on this 10th day of October, 2001.

Molly Chlebeck

Printed Name

Signature

Commissioner for Patents  
BOX PATENT APPLICATION  
Washington, D.C. 20231

Sir:

We are transmitting herewith the attached:

- X Patent Application Transmittal  
X Specification:  
Total pages: 37 (including claims and abstract: Spec. 28 sheets; Claims 8 sheets; Abstract 1  
X Drawings:

Total sheets: 17  
☒ formal ☐ informal

X Copy of Replacement Specification as requested in the Office Action dated February 1, 2001.

Combined Declaration and Power of Attorney:

- ☐ newly executed  
☒ copy from prior application  
☐ Deletion of Inventor(s) - Signed statement attached deleting inventor(s) named in the prior application (37 CFR 1.63(d)(2) and 1.33(b))  
☒ Incorporation by Reference - *The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied above is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.*

Accompanying application parts:

- ☐ Notification of filing a  
☐ Assignment of the Invention to Medtronic, Inc.  
☐ Assignment cover sheet  
☐ Information Disclosure Statement  
☐ PTO Form 1449  
☐ Copies of IDS citations  
☐ Preliminary Amendment  
☐ A copy of the Petition or Conditional Petition for Extension of Time in the prior application.  
X Return Postcard

IF A CONTINUING APPLICATION:

- ☐ Continuation of prior application No. 09/353,277, filed July 14, 1999. ☒ Divisional ☐ Continuation-in-part (CIP)  
☒ Amend the specification by inserting before the first line the sentence: "This application is a divisional application of application serial number 09/353,277, filed July 14, 1999."  
☒ Cancel in this application original claims 1-22 of the prior application before calculating the filing fee. (At least the original independent claim must be retained for filing purposes.)  
☒ The prior application is assigned of record to Medtronic, Inc.  
☒ The Power of Attorney in the prior application is to: Medtronic, Inc.

☐ This application claims the benefit of U.S. Provisional Application(s) Serial No.(s) \_\_\_\_\_, filed \_\_\_\_\_.

☒ Address all future correspondence to: Beth L. McMahon, Reg. No. 41,987

**Medtronic, Inc.**, MS 301  
7000 Central Avenue NE  
Minneapolis, Minnesota 55432  
Telephone: (763) 514-3066

FEE CALCULATION	No. of Claims Filed	Claims Included in Base Fee	No. of Extra Claims	Rate	Fee
Total Claims	12	20	= 0	x 18	
Independent Claims	2	3	= 0	x 80	
Multiple Dependent Claims				+ 270	
Basic Filing Fee					\$710.00
				TOTAL	<b>\$710.00</b>

☒ Charge Deposit Account No. 13-2546 the sum of **\$710.00** for the filing fee.

☒ The Commissioner is hereby authorized to charge any fees which may be required under 37 CFR 1.16 and 1.17, or credit any overpayment to Deposit Account No. 13-2546. A duplicate of this transmittal is enclosed.

Date

Oct 10, 2001

Beth L. McMahon

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